APPENDIX

Section 401 of the War Risk Insurance Act, as amended December 24, 1919 (c. 16, 41 Stat. 371, 374–375), provided in part:

> Any person in the active service on or after the 6th day of April, 1917, and before the 11th day of November, 1918, who, while in such service, and before the expiration of one hundred and twenty days after October 15, 1917, or one hundred and twenty days after entrance into or employment in the active service, becomes or has become totally and permanently disabled, or dies or has died, without having applied for insurance, shall be deemed to have applied for and to have been granted insurance, payable to such person during his life in monthly installments of $25 each; * * *. If he shall die either before he shall have received any of such monthly installments or before he shall have received two hundred and forty of such monthly installments, then $25 per month shall be paid to his widow from the time of his death and during her widowhood; * * *. *Provided, however,* That no more than two hundred and forty of such monthly installments, including those received by such person during his total and permanent disability, shall be so paid. * * *.

The War Risk Insurance Act was repealed by Section 601 of the World War Veterans' Act, 1924 (c. 320, 43 Stat. 607, 629–630). Section 602 of the

World War Veterans' Act provided that the repeal of the War Risk Insurance Act—

> * * * shall not affect any * * * right or liability accrued, * * * before the said repeal, * * *.

Section 19, World War Veterans' Act, 1924, as amended by the Act of March 4, 1925 (c. 553, 43 Stat. 1302, 1303), provided in part:

> In the event of disagreement as to claim under a contract of insurance between the Bureau and any person or persons claiming thereunder an action on the claim may be brought against the United States either in the Supreme Court of the District of Columbia or in the District Court of the United States in and for the district in which such persons or any one of them resides, and jurisdiction is hereby conferred upon such courts to hear and determine all such controversies.

The Act of May 29, 1928 (c. 875, 45 Stat. 964), added the following clauses to Section 19:

> No suit shall be allowed under this section unless the same shall have been brought within six years after the right accrued for which the claim is made, or within one year from the date of the approval of this amendatory Act, whichever is the later date: *Provided*, That for the purposes of this section it shall be deemed that the right accrued on the happening of the contingency on which the claim is founded: *Provided further*, That this limitation is suspended for the period elapsing between the filing in the bureau of the claim sued upon and the denial of said claim by the director. * * * No State or other statute of limitations shall be

> applicable to suits filed under this section. This section shall apply to all suits now pending against the United States under the provisions of this section.

The Act of July 3, 1930 (c. 849, 46 Stat. 992), contained an amendment of the limitation provisions as follows:

> No suit on *yearly renewable term insurance* shall be allowed under this section unless the same shall have been brought within six years after the right accrued for which the claim is made or within one year after the date of approval of this amendatory Act, whichever is the later date, and no suit on *United States Government Life (converted) insurance* shall be allowed under this section unless the same shall have been brought within six years after the right accrued for which the claim is made: * * *. [Italics ours.]

This amendment also contained the same provision as the Act of May 29, 1928, relative to the time the right shall be deemed to have accrued, to the suspension of limitations during pendency of claim before the Veterans' Administration, and to the inapplicability of any State or other statute of limitations.

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